

PATENT
0508-1160

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Eric CHABRIERE et al.

MS MISSING PARTS

Application No. 10/577,658

Conf. 8476

Filed May 1, 2006

NOVEL PHOSPHATE-BINDING PROTEIN, PHARMACEUTICAL
COMPOSITIONS CONTAINING SAME AND USE THEREOF

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER
35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 17, 2007

Sir:

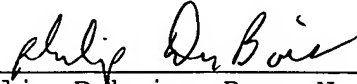
In response to the Notification of Missing Requirements under 35 USC 371 in the United States Designated/Elected Office (Notification) mailed on November 17, 2006, applicants enclose herewith a declaration of the inventors in compliance with 37 CFR 1.497(a). The surcharge of \$130 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (fee code 1617/2617) was paid at the time of filing the application. Thus, applicants believe that no fee is due at this time.

Applicants also submit herewith a Supplemental Application Data Sheet to correct the addresses of the second and third inventors.

Applicants also submit a substitute sequence listing
pursuant to 37 CFR 1.821-1.825.

Respectfully submitted,

YOUNG & THOMPSON



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PD/lrs



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/577,658	Eric Chabriere	05081160

INTERNATIONAL APPLICATION NO.

PCT/FR04/02797

LA. FILING DATE	PRIORITY DATE
10/29/2004	10/30/2003

00466
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NOV 20 2006

CONFIRMATION NO. 8476

371 FORMALITIES LETTER



OC000000021261333

Date Mailed: 11/17/2006

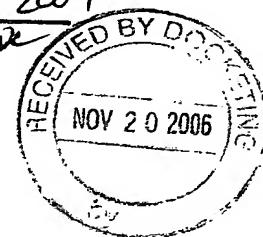
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/01/2006
- Copy of the International Search Report filed on 05/01/2006
- Preliminary Amendments filed on 05/01/2006
- Information Disclosure Statements filed on 05/01/2006
- Biochemical Sequence Listing filed on 05/01/2006
- Request for Immediate Examination filed on 05/01/2006
- U.S. Basic National Fees filed on 05/01/2006
- Priority Documents filed on 05/01/2006

DOCKETED

JANUARY 17, 2007



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/577,658	PCT/FR04/02797	05081160

MAIL STOP SEQUENCE
PATENT
0508-1160

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RESPONSE AND SUBMISSION PURSUANT TO 37 CFR 1.821-1.825

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 17, 2007

Sir:

This responds to the Notification of Missing
Requirements of November 17, 2006.

Remarks begin on page 2 of this paper.